

**ORDER of the Medical Officer of Health  
under Section 22  
*Health Protection and Promotion Act*  
R.S.O., 1990 Chapter H. 7**

Cornwall, October 24, 2020

**THIS ORDER IS DIRECTED TO THE OWNERS, OPERATORS, OCCUPIERS AND ADMINISTRATORS OF THE CATEGORY 1, CATEGORY 2 AND CATEGORY 3 BUSINESSES DESCRIBED BELOW AND LOCATED IN THE UNITED COUNTIES OF STORMONT, DUNDAS & GLENGARRY; THE UNITED COUNTIES OF PRESCOTT-RUSSELL; AND THE CITY OF CORNWALL (HEREINAFTER COLLECTIVELY “THE BUSINESSES”):**

**WHEREAS** the World Health Organization has declared a public health emergency as a result of the 2019 Novel Coronavirus declared pandemic (“**COVID-19**”);

**WHEREAS** the Province of Ontario previously declared an emergency pursuant to the *Emergency Management and Civil Protection Act*, R.S.O. 1990, c. E.9 as a result of the COVID-19 pandemic, and has continued various orders previously made under that Act by way of the *Reopening Ontario (A Flexible Response to COVID-19) Act*, 2020, c. 17 (the “**Reopening Act**”);

**WHEREAS** the regulations under the *Reopening Act* set out some rules for the Businesses to operate safely;

**WHEREAS** the Medical Officer of Health of the Eastern Ontario Health Unit is of the opinion that additional rules for the Businesses to operate safely are required;

**WHEREAS** the Medical Officer of Health of the Eastern Ontario Health Unit is of the opinion, upon reasonable and probable grounds, that:

- (a) There is an immediate risk of an outbreak of COVID-19 in the area served by the Eastern Ontario Health Unit;
- (b) COVID-19 presents a risk to the health of persons in the area served by the Eastern Ontario Health Unit; and
- (c) the requirements specified in this Order are necessary in order to decrease or eliminate the risk to health presented by COVID-19;

**WHEREAS** the *Health Protection and Promotion Act*, R.S.O. 1990, c. H.7 provides that an order may be directed to a class of persons; and

**WHEREAS** the Medical Officer of Health is of the opinion that delivery of notice of this Order to each member of a class of persons is likely to cause a delay that could significantly increase the risk to the health of any person;

**NOW THEREFORE**, I, Dr. Paul Roumeliotis, Medical Officer of Health of the Eastern Ontario Health Unit, order you to take the following actions effective **11:59 PM on October 25, 2020**:

<b>BUSINESS CATEGORY</b>	<b>BUSINESS DESCRIPTION</b>	<b>ORDER</b>
1	Indoor facilities used for fitness activities, including gymnasiums, health clubs, community centers, multi-purpose facilities, exercise studios, yoga, dance studios, martial arts dojos, and other indoor fitness facilities	<ol style="list-style-type: none"> <li>1. The total number of members of the public permitted to be in each indoor fitness, exercise or dance class at the facility cannot exceed 10 people, excluding instructors/trainers/coaches, and each class must take place in a separate room.</li> <li>2. The total number of members of the public permitted to be indoors at the facility in areas containing weights or exercise machines at any one time cannot exceed 50 people.</li> <li>3. Any person who enters or uses an indoor facility must maintain a physical distance of at least two metres from any other person who is using the facility and wear a mask or face covering in accordance with the requirements outlined in O. Reg. 364 unless the person is actively exercising.</li> <li>4. The operator must ensure that the building heating, venting and air conditioning (HVAC) system are well maintained.</li> <li>5. Any steam rooms, saunas, whirlpools, or bathhouses must be closed unless it is associated with a Class A or Class B swimming pool.</li> <li>6. No patron may be permitted to line up or congregate outside of the premises unless they are (i) maintaining a physical distance of at least two meters from other groups of persons outside the establishment, or (ii) wearing a mask or face covering in the manner and under the conditions described in O. Reg. 364. even though this regulation does not apply to outdoor settings.</li> <li>7. Screen (e.g. COVID-19 questionnaire) and record the name and contact information of everyone that enters the premises; <ol style="list-style-type: none"> <li>a. maintain the records for a period of at least one month, and</li> <li>b. only disclose the records to a medical officer of health or an inspector under the <i>Health Protection and Promotion Act</i> on request for a purpose specified in Section 2 of that Act or as otherwise required by law.</li> </ol> </li> </ol>

2	<p>Restaurant, bar, food truck, concession stand, and other food or drink establishments or banquet hall</p>	<ol style="list-style-type: none"> <li>1. Except for banquet halls, the total number of patrons permitted to be in the establishment (indoor and outdoor) must be limited to the number that can maintain a physical distance of at least two meters from every other person in the establishment, and in any event cannot exceed 100 patrons in total (indoor and outdoor).</li> <li>2. Ensure that no more than six people are seated at each table in an indoor or outdoor area.</li> <li>3. No patron may be permitted to line up or congregate outside of the establishment unless they are (i) maintaining a physical distance of at least two meters from other groups of persons outside the establishment, or (ii) wearing a mask or face covering in the manner and under the conditions described in O. Reg. 364. even though this regulation does not apply to outdoor settings.</li> <li>4. Screen (e.g. COVID-19 questionnaire) and record the name and contact information of every patron that enters the establishment (indoor and outdoor), other than patrons who temporarily enter the area to place, pick up or pay for a takeout order; <ol style="list-style-type: none"> <li>a. maintain the records for a period of at least one month, and</li> <li>b. only disclose the records to a medical officer of health or an inspector under the <i>Health Protection and Promotion Act</i> on request for a purpose specified in Section 2 of that Act or as otherwise required by law.</li> </ol> </li> </ol>
3	<p>Personal care services relating to the hair or body, including hair salons and barbershops, manicure and pedicure salons, aesthetician services, piercing services, tanning salons, spas, and tattoo studios</p>	<ol style="list-style-type: none"> <li>1. No patron may be permitted to line up or congregate outside of the establishment unless they are (i) maintaining a physical distance of at least two meters from other groups of persons outside the establishment, or (ii) wearing a mask or face covering in the manner and under the conditions described in O. Reg. 364. even though this regulation does not apply to outdoor settings.</li> <li>2. Screen (e.g. COVID-19 questionnaire) and record the name and contact information of everyone that enters the premises; <ol style="list-style-type: none"> <li>a. maintain the records for a period of at least one month, and</li> </ol> </li> </ol>

		b. only disclose the records to a medical officer of health or an inspector under the <i>Health Protection and Promotion Act</i> on request for a purpose specified in Section 2 of that Act or as otherwise required by law.
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This Order comes into effect on the date/time indicated above and will remain in effect until **11:59 PM on November 22, 2020.**

Every person to whom this Order is directed is entitled to a hearing by the Health Services Review and Appeal Board (the “**Board**”) if the person mails or delivers to the Medical Officer of Health and to the Board, within fifteen days after a copy of the order is served on the person, notice in writing requiring a hearing. Notice to the Medical Officer of Health shall be mailed or delivered to: Dr. Paul Roumeliotis, Eastern Ontario Health Unit, 1000 Pitt Street, Cornwall, Ontario, K6J 5T1. Notice to the Board shall be mailed or delivered to: Health Services Review and Appeal Board, 151 Bloor Street West, 9<sup>th</sup> Floor, Toronto, Ontario, M5S 2T5 (telephone: 416-327-8512). Be advised that although a hearing may be requested, this Order takes effect immediately.

Inquiries regarding this Order shall be directed to the Eastern Ontario Health Unit at 613-933-1375, ext. 1201, or by fax at 613-938-9707.

**Failure to comply with this Order is an offence to which you are liable on conviction to a fine of not more than \$5000.00 for an individual or \$25,000.00 for a corporation for every day or part of a day on which the offence occurs or continues.**

*Original signed by:*

Dr. Paul Roumeliotis, MD, CM, MPH, FRCP(C), CCPE  
Medical Officer of Health/CEO  
Eastern Ontario Health Unit